



4310-VH-P

DEPARTMENT OF THE INTERIOR

Bureau of Safety and Environmental Enforcement

**[Docket ID BSEE-2014-0007; OMB Control Number 1014-0003; 14XE1700DX
EEEE500000 EX1SF0000.DAQ000]**

**Information Collection Activities: Oil and Gas Production Safety Systems;
Submitted for Office of Management and Budget (OMB) Review; Comment
Request**

ACTION: 30-day Notice.

SUMMARY: To comply with the Paperwork Reduction Act of 1995 (PRA), the Bureau of Safety and Environmental Enforcement (BSEE) is notifying the public that we have submitted to OMB an information collection request (ICR) to renew approval of the paperwork requirements in the regulations under Subpart H, *Oil and Gas Production Safety Systems*. This notice also provides the public a second opportunity to comment on the revised paperwork burden of these regulatory requirements.

DATES: You must submit comments by [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Submit comments by either fax (202) 395-5806 or email (OIRA_Submission@omb.eop.gov) directly to the Office of Information and Regulatory Affairs, OMB, Attention: Desk Officer for the Department of the Interior (1014-0003). Please provide a copy of your comments to BSEE by any of the means below.

- Electronically go to <http://www.regulations.gov>. In the Search box, enter BSEE-2014-0007 then click search. Follow the instructions to submit public comments and view all related materials. We will post all comments.
- Email cheryl.blundon@bsee.gov, fax (703) 787-1546, or mail or hand-carry comments to the Department of the Interior; Bureau of Safety and Environmental Enforcement; Regulations and Standards Branch; ATTN: Cheryl Blundon; 381 Elden Street, HE3314; Herndon, Virginia 20170-4817. Please reference ICR 1014-0003 in your comment and include your name and return address.

FOR FURTHER INFORMATION CONTACT: Cheryl Blundon, Regulations and Standards Branch, (703) 787-1607, to request additional information about this ICR. To see a copy of the entire ICR submitted to OMB, go to <http://www.reginfo.gov> (select Information Collection Review, Currently Under Review).

SUPPLEMENTARY INFORMATION:

Title: 30 CFR 250, Subpart H, *Oil and Gas Production Safety Systems*.

OMB Control Number: 1014-0003.

Abstract: The Outer Continental Shelf (OCS) Lands Act, as amended (43 U.S.C. 1331 et seq. and 43 U.S.C. 1801 et seq.), authorizes the Secretary of the Interior to prescribe rules and regulations necessary for the administration of the leasing provisions of that Act related to mineral resources on the OCS. Such rules and regulations will apply to all operations conducted under a lease, pipeline right-of-way, or a right-of-use and easement. Section 1332(6) states that “operations in the [O]uter Continental Shelf should be conducted in a safe manner by well trained personnel using technology, precautions, and other techniques sufficient to prevent or minimize the likelihood of blowouts, loss of well

control, fires, spillages, physical obstructions to other users of the waters or subsoil and seabed, or other occurrences which may cause damage to the environment or to property or endanger life or health.”

In addition to the general authority of OCS Lands Act, section 301(a) of the Federal Oil and Gas Royalty Management Act (FOGRMA), 30 U.S.C. 1751(a), grants authority to the Secretary to prescribe such rules and regulations as are reasonably necessary to carry out FOGRMA’s provisions. While the majority of FOGRMA is directed to royalty collection and enforcement, some provisions apply to offshore operations. For example, For example, section 108 of FOGRMA, 30 U.S.C. 1718, grants the Secretary broad authority to inspect lease sites for the purpose of determining whether there is compliance with the mineral leasing laws. Section 109(c)(2) and (d)(1), 30 U.S.C. 1719(c)(2) and (d)(1), impose substantial civil penalties for failure to permit lawful inspections and for knowing or willful preparation or submission of false, inaccurate, or misleading reports, records, or other information. The Secretary has delegated some of the authority under FOGRMA to BSEE.

The Independent Offices Appropriations Act (31 U.S.C. 9701), the Omnibus Appropriations Bill (Pub. L. 104-133, 110 Stat. 1321, April 26, 1996), and OMB Circular A-25, authorize Federal agencies to recover the full cost of services that confer special benefits. Under the Department of the Interior’s implementing policy, the Bureau of Safety and Environmental Enforcement (BSEE) is required to charge fees for services that provide special benefits or privileges to an identifiable non-Federal recipient above and beyond those which accrue to the public at large. Facility Production Safety System

Applications are subject to cost recovery and BSEE regulations specify filing fees for these applications.

In addition, BSEE also issues various Notices to Lessees (NTLs) and Operators to clarify and provide additional guidance on some aspects of the regulations to capture the data and information.

Regulations implementing these responsibilities are among those delegated to BSEE.

Responses are mandatory. No questions of a sensitive nature are asked. BSEE protects information considered proprietary under the Freedom of Information Act (5 U.S.C. 552) and DOIs implementing regulations (43 CFR 2), and under regulations at 30 CFR part 250.197, *Data and information to be made available to the public or for limited inspection*, 30 CFR Part 252, *OCS Oil and Gas Information Program*.

BSEE uses the information collected under subpart H to evaluate equipment and/or procedures that lessees and operators propose to use during production operations, including evaluation of requests for departures or use of alternate procedures or equipment. Information is also used to verify that production operations are safe and protect the human, marine, and coastal environment. BSEE inspectors review the records required by this subpart to verify compliance with testing and minimum safety requirements.

The Gulf of Mexico OCS Region (GOMR) has a policy regarding approval of requests to use a chemical-only fire prevention and control system in lieu of a water system. BSEE may require additional information be submitted to maintain approval. The information is used to determine if the chemical-only system provides the equivalent protection of a water system for the egress of personnel should a fire occur. The

Frequency: Is generally on occasion or as required by regulations.

Description of Respondents: Potential respondents comprise OCS Federal oil, gas, or sulphur lessees and/or operators.

Estimated Reporting and Recordkeeping Hour Burden: The estimated annual hour burden for this information collection is a total of 92,341 hours. The following chart details the individual components and estimated hour burdens. In calculating the burdens, we assumed that respondents perform certain requirements in the normal course of their activities. We consider these to be usual and customary and took that into account in estimating the burden.

Citation 30 CFR 250 subpart H and NTL(s)	Reporting and Recordkeeping Requirement*	Hour Burden	Average No. of Annual Responses	Annual Burden Hours (rounded)
		Non-Hour Cost Burdens*		
General				
801(h); 807(a)	These sections contain references to information, requests, payments, etc., which are submitted with an APM, the burdens for which are covered under its own information collection.	APM burden covered under 1014-0026.		0
807(a);	This section contain references to information, requests, payments, etc., which are submitted with an APD, the burdens for which are covered under its own information collection.	APD burden covered under 1014-0025.		0
Submittals/Requests				
800; 801; 802; 803	Submit application, and all required/supporting information, for a production safety system with > 125 components.	26	1 application	26
		\$5,426 per submission x 1 = \$5,426 \$14,280 per offshore visit x 1 = \$14,280 \$7,426 per shipyard visit x 1 = \$7,426		
		19	4 applications	76
	25 – 125 components.	\$1,314 per submission x 4 = \$5,256 \$8,967 per offshore visit x 1 = \$8,967 \$5,141 per shipyard visit x 1 = \$5,141		
		12	10 applications	120
	< 25 components.	\$652 per submission x 10 = \$6,520		
		13	174 applications	2,262
	Submit modification to application for production safety system with > 125 components.	\$605 per submission x 174 = \$105,270		
	25 – 125 components.	10	615 applications	6,150

Citation 30 CFR 250 subpart H and NTL(s)	Reporting and Recordkeeping Requirement*	Hour Burden	Average No. of Annual Responses	Annual Burden Hours (rounded)
		Non-Hour Cost Burdens*		
		\$217 per submission x 615 = \$133,455		
	< 25 components.	7	345 applications	2,415
		\$92 per submission x 345 = \$31,740		
801(a), (g)	Submit application for a determination that a well is incapable of natural flow; verify [record/retain†] the no-flow condition of the well annually.	14	11 submittals	157
		1/4		
801(d)	Demonstrate to the District Manager why a subsurface- controlled SSSV may be used in lieu of a surface-controlled SSSV.**	10	16 demonstration s	160
801(f)(2); 803(b)(1)(iii)	Request approval by District Manager for setting depth of the subsurface safety device on a case-by-case basis; Requests for activation of low-pressure sensors operating at < 5 psi are approved by the District Manager on a case-by-case basis.	Not considered IC under 5 CFR 1320(h).		0
803(b)(2)	Submit required documentation for unbonded flexible pipe.	Burden is covered by the application requirement in § 250.802(e).		0
803(b)(8); related NTLs	Request approval to use chemical only fire prevention and control system in lieu of a water system and all supporting/relevant information.	39	23 requests	897
807	Submit detailed info regarding installing SSVs in an HPHT environment with your DWOP etc.	Burden is covered under 1014-0018.		0
Subtotal			1,199 responses	12,263 hours
			\$323,481 non-hour costs	
General				
801(h)(2); 803(c)	Identify well with sign on wellhead that sub-surface safety device is removed; flag safety devices that are out of service.	Usual/customary safety procedure for removing or identifying out-of-service safety devices.		0
801(e)(1); 801(h)(3); 803(b)(2), (4), (7);	Specific alternate approval requests requiring District Manager approval.	Burden covered under 1014-0022.		
803(b)(8)(iv); (v)	Post diagram of firefighting system; furnish evidence firefighting system suitable for operations in subfreezing climates.	8	18 postings/ evidence	144
804(a)(12); 800	Notify BSEE prior to production when ready to conduct pre-production test and inspection; upon commencement of production for a complete inspection.	1	41 notifications	41
806(c)	Request evaluation and approval of other quality assurance programs covering manufacture of SPPE.	34	1 requests	34
Subtotal		60 responses	219 hours	

Citation 30 CFR 250 subpart H and NTL(s)	Reporting and Recordkeeping Requirement*	Hour Burden	Average No. of Annual Responses	Annual Burden Hours (rounded)
		Non-Hour Cost Burdens*		
Recordkeeping				
801(h)(2); 802(e); 804(b)	Maintain records for 2 years on subsurface and surface safety devices to include approved design & installation features, testing, repair, removal, etc; make records available to BSEE.	48	658 records	31,584
803(b)(1)(iii), (b)(2)(i)	Maintain pressure-recorder charts.	35	658 charts	23,030
803(b)(4)(iii)	Maintain schematic of the emergency shutdown (ESD) which indicates the control functions of all safety devices.	18	650 schematics	11,700
803(b)(11)	Maintain records of wells that have erosion-control programs and results for 2 years; make available to BSEE upon request.	21	645 records	13,545
Subtotal			2,611 responses	79,859 hours
Total Burden Hours			3,870 Responses	92,341 Hours
			\$323,481 Non-Hour Cost Burdens	

* In the future, BSEE may require electronic filing of certain submissions.

† Since required to verify, recording/retaining would be considered a usual and customary business practice.

** Existing requirement, previously overlooked.

Estimated Reporting and Recordkeeping Non-Hour Cost Burden: We have identified 10 non-hour cost burdens, all of which are cost recovery fees required under § 250.802(e). However, the actual fee amounts are specified in § 250.125, which provides a consolidated table of all of the fees required under the 30 CFR 250 regulations. The total non-hour cost burdens (cost recovery fees) in this IC request are \$323,481 and are as follows:

- Submit application for a production safety system with > 125 components - \$5,426 per submission; \$14,280 per offshore visit; and \$7,426 per shipyard visit.
- Submit application for a production safety system with 25 – 125 components - \$1,314 per submission; \$8,967 per offshore visit; and \$5,141 per shipyard visit.

- Submit application for a production safety system with < 25 components - \$652 per submission.
- Submit modification to application for production safety system with > 125 components - \$605 per submission.
- Submit modification to application for production safety system with 25 – 125 components - \$217 per submission.
- Submit modification to application for production safety system with < 25 components - \$92 per submission.

We have not identified any other non-hour cost burdens associated with this collection of information.

Public Disclosure Statement: The PRA (44 U.S.C. 3501, *et seq.*) provides that an agency may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. Until OMB approves a collection of information, you are not obligated to respond.

Comments: Section 3506(c)(2)(A) of the PRA (44 U.S.C. 3501, *et seq.*) requires each agency “. . . to provide notice . . . and otherwise consult with members of the public and affected agencies concerning each proposed collection of information . . .” Agencies must specifically solicit comments to: (a) evaluate whether the collection is necessary or useful; (b) evaluate the accuracy of the burden of the proposed collection of information; (c) enhance the quality, usefulness, and clarity of the information to be collected; and (d) minimize the burden on the respondents, including the use of technology.

To comply with the public consultation process, on August 18, 2014, we published a **Federal Register** notice (79 FR 48757) announcing that we would submit this ICR to

OMB for approval. The notice provided the required 60-day comment period. In addition, § 250.199 provides the OMB Control Number for the information collection requirements imposed by the 30 CFR 250, Subpart H regulations. The regulation also informs the public that they may comment at any time on the collections of information and provides the address to which they should send comments. We received no comments in response to the **Federal Register**.

Public Availability of Comments: Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: October 20, 2014.

Robert W. Middleton, Deputy Chief,
Office of Offshore Regulatory Programs.

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